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In re Patent Application of

Robert CAMPBELL et al.

Appln. No.: 08/804,166

Filed: February 20, 1997

For: HYBRID PROTEINS

Attn: Refund Section
David Antolini
Crystal Park One
Room 800

Docket No. CAMPBELL=2A

#22

Washington, D.C. February 20, 2000

## REQUEST FOR REFUND

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

1601

Sir:

FEB 1 8 2000

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The following has been incorrectly charged to our Deposit Account in connection with a third extension of time (a copy of the Monthly Statement is attached):

10/07/99 - Control No. 4 - Fee Code 117 - \$870.00

Enclosed is a copy of our Transmittal letter with our amendment dated October 1, 1999 in which the second extension of time in the amount of \$380 was paid with our check No. 23614, a copy of which is attached. Also enclosed is a copy of our transmittal letter with our amendment dated October 5, 1999, in which the third extension in the amount of \$870 was requested. It was further requested that \$490 be charged to the Deposit Account (less the \$380 paid previously with check 13614 on Oct. 1, 1999).

Since this is clearly an overcharge in the amount of \$490, it is requested that \$490.00 be credited to Deposit Account No. 02-4035 rather than being refunded by check.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.

Attorneys for Appliacant

Sheridan Neimark

Reg. No. 20,520

SN:pam

Telephone: (202) 628-5197 Fax No.: (202) 737-3528

Attachments

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## UNITED STATE DEPARTMENT OF COMMERCE Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

## MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your Deposit Account, detach and return top portion with your check. Make check payable to Commissioner of Patents & Trademarks.

BROWDY AND NEIMARK PATRICIA MCINN 419 SEVENTH ST., N.W.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Robert CAMPBELL et al.					Art Unit: 1646				
Serial No. : 08/804,166						Examiner: L SPECTOR			
Filed	: February 20, 1997			- ~	Washington, D.C.				
For	: HYBRI	D PROTEIN	4S /	,	0001	Atty.'s Docket:	CAMPBE	LL=2A	
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Allen C. Yun
Registration No. 37,971



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE In re Application of: Robert CAMPBELL et al. Art Unit: 1646 Serial No. 08/804.166 Examiner: L.. SPECTOR Filed February 20, 1997 Washington, D.C. **HYBRID PROTEINS** For Atty.'s Docket: CAMPBELL=2A Date: October 5, 1999 THE COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231 Sir: Transmitted herewith is an [X] AMENDMENT AFTER FINAL REJECTION in the above-identified application. [ ] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted. [ ] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed. [ ] No additional fee is required. The fee has been calculated as shown below: SMALL ENTITY (Col. 1) (Col. 2) (Col. 3) OTHER THAN A SMALL ENTITY CLAIMS HIGHEST PRESENT RATE ADDITIONAL RATE **ADDITIONAL** REMAINING **EXTRA** NO. FEE OR FEE PREVIOUSLY **AFTER** PAID FOR **AMENDMENT** x 9 S TOTAL MINUS + 15 \*\* 20 0 X 18 S INDEP. + 1 MINUS x 39 \$ \*\*\* 3 0 X 78 \$ \$ FIRST PRESENTATION OF MULTIPLE DEP. CLAIM +130 \$ + 260 OR TOTAL \$ Total \$ Additional fee If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3 If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space. If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed. [XX] Conditional Petition for Extension of Time If any extension of time for a response is required applicant requests that this be considered a petition therefor. [XX] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below: Small Entity Other than small entity Response Filed Within Response Filed Within ] First - \$55.00 1 First - \$190.00 ] Second - \$ 380.00 - \$435.00 Third [XX] Third - \$ 870.00 1 Fourth - \$680.00 1 Fourth - \$1360.00 Month After Time Period Set Month After Time Period Set [XX] Less fees (\$ 380.00 ) already paid for 2. month(s) extension of time on October 1, 1999 [XX] Please charge my Deposit Account No. 02-4035 in the amount of \$490.00. A duplicate copy of this sheet is attached. [ ] A check in the amount of\_\_ sattached (Check No. \_ [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees

BROWDY AND NEW ARK, P.L.L.C.

Attomevs for Applicant(s)

associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR Section 1.16 and all patent processing fees under 37 CFR Section 1.17 throughout the prosecution of the case. This blanket authorization does <u>not</u> include patent issue fees under 37 CFR Section 1.18.

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